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Law Department

VIA AIRBORNE

December 1, 1994

Benjamin M. Cohan (3RC11)
Assistant Regional Counsel
U. S. Environmental Protection Agency
841 Chestnut Building
Philadelphia, PA 19107

RE: Administrative Compliance Order issued to the
Clairton and Edgar Thomson Facilities of
USX Corporation

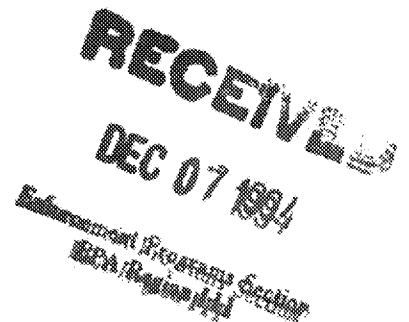
Dear Ben:

Per our conversation, attached is draft language U. S. Steel proposes to add to the above-referenced Administrative Compliance Order. The additional language seeks to address U. S. Steel's concerns of avoiding potential liability for delays that may occur in meeting compliance dates due to circumstances beyond U. S. Steel's control. I have also included a provision that allows U. S. EPA and Pa DER to authorize or reject any proposed delay. I believe that the language will facilitate the speedy resolution of any potential problems that may arise from potential delays.

Please contact me when you have had a chance to review the enclosed. U. S. Steel appreciates the opportunity to work with you towards a positive resolution of this matter.

Very truly yours,

Camille A. Corbin
Attorney - Environmental



CAC:mmh
Attachment
cc: L. Guevara
M. Conedera
B. Graeser



PROPOSED ADDITION TO ADMINISTRATIVE COMPLIANCE ORDER

10. If any event occurs which is beyond the control of USX and which causes or may cause delays in the achievement of the actions required under this Order, then:

A. USX shall notify Pa DER and U. S. EPA in writing within ten (10) days of the delay, describing in detail the nature of the delay, the anticipated length of the delay, the precise cause or causes of the delay, the measures taken or to be taken by USX to minimize the delay where applicable, and the timetable by which those measures will be implemented. USX shall adopt all reasonable measures to minimize any such delay.

B. If Pa DER and U. S. EPA agree that the delay or anticipated delay in complying with this Order has been or will be caused by circumstances beyond the control of USX, the time for performance hereunder may be extended for a period no longer than the delay resulting from such circumstances. Such extension shall be communicated to USX either orally or in writing by Pa DER or U. S. EPA within ten (10) days of notification of such delay under paragraph "A" above. If such extension is not communicated within ten (10) days, then the extension shall take effect automatically.

C. If Pa DER and/or U. S. EPA disagree with the proposed delay then the parties shall meet within thirty (30) days of the initial notification of the delay under paragraph "A" above, to resolve the dispute. Such disagreement shall be communicated to USX either orally or in writing by Pa DER or U. S. EPA within ten (10) days of notification of the delay under paragraph "A" above.